

**Remarks/Arguments:**

Claims 1-3 and 10-20 are subject to the current Restriction Requirement. Applicant has cancelled all pending claims (i.e. claims 1-3 and 10-20) and presents new claims 21-32 for prosecution on the merits.

With respect to the Restriction Requirement, the Examiner has stated that the application contains claims directed to the following patentably distinct inventions:

- Group I.        Claims 1-3 and 10-20, drawn to compounds, compositions and methods of treating wherein C-Y is  $\text{CH}_2\text{-CH}_2$  or  $\text{CH=CH}$ , and
- Group II.       Claims 1, 10-14 and 17-20, drawn to compounds, compositions and methods of treating wherein C-Y is  $\text{CH}_2\text{-O}$ .

The Examiner requests the election of an invention to be examined. In addition, the Examiner further requests (i) the election of a species to be examined and (ii) identification of claims encompassing the elected invention.

Applicant elects Group I, claims 1-3 and 10-20 with traverse. Applicant respectfully submits that the present restriction requirement is moot and should be withdrawn because all of the claims subject to restriction have been cancelled.

Applicant believes that the subject matter encompassed by the newly presented claims 21-32 is patentable over the prior art, and notification to that effect is respectfully requested.

Appln. No.: 10/552,023

020506-40023 (Previously PR/4-33154A)

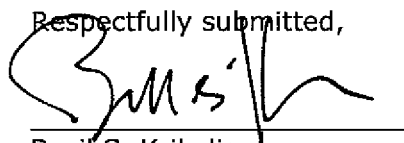
Restriction Requirement Dated May 8, 2009

Reply to Restriction Requirement Dated June 8, 2009

The foregoing is believed to be fully responsive to this office action. If the Examiner believes that a telephone conference with Applicant's attorneys would be advantageous to the disposition of this case, the Examiner is cordially requested to telephone the undersigned.

In the event that any fee has been inadvertently overlooked and is required, the Commissioner is hereby authorized to charge any required fee or credit any overpayment to **Deposit Account No. 50-3570**.

Respectfully submitted,



Basil S. Krikelis  
Registration No. 41,129  
Patrick A. Walker III, Ph.D.  
Registration No. 58,734  
Attorney for Applicant(s)

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BSK/rls

**McCarter & English, LLP**  
Renaissance Centre  
405 N. King Street, 8th Floor  
Wilmington, DE 19801  
Phone: (302) 984-6393  
Fax: (302) 984-6399